

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
DEC 13 2018	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
BY:	DEPUTY

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,) 2:17-CR-099-APG-VCF
9 Plaintiff,)
10 v.) **Final Order of Forfeiture**
11 KHACHATUR ZAKARYAN,)
12 a/k/a Khatchatur Zakaryan,)
13 Defendant.)

14 The United States District Court for the District of Nevada entered a Preliminary
15 Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2); Title 18, United States
16 Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18,
17 United States Code, Section 982(a)(2)(B); Title 18, United States Code, Section
18 1029(c)(1)(C) and (c)(2); and Title 21, United States Code, Section 853(p) based upon the
19 plea of guilty by defendant Khachatur Zakaryan, a/k/a Khatchatur Zakaryan, to the
20 criminal offenses, forfeiting the property and imposing an in personam criminal forfeiture
21 money judgment set forth in the Memorandum in Support of Guilty Plea without Plea
22 Agreement and the Forfeiture Allegation of the Criminal Indictment and shown by the
23 United States to have the requisite nexus to the offenses to which defendant Khachatur
24 Zakaryan, a/k/a Khatchatur Zakaryan, pled guilty. Criminal Indictment, ECF No. 13;
25 Memorandum in Support of Guilty Plea without Plea Agreement, ECF No. 38; Change of
26 Plea, ECF No. 40; Preliminary Order of Forfeiture, ECF No. 41.

1 This Court finds that the United States of America may amend this order at any
2 time to add subsequently located property or substitute property to the forfeiture order
3 pursuant to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

4 The in personam criminal forfeiture money judgment amount of \$12,579.52
5 complies with *Honeycutt v. United States*, ___U.S.___, 137 S. Ct. 1626 (2017).

6 This Court finds the United States of America published the notice of forfeiture in
7 accordance with the law via the official government internet forfeiture site,
8 www.forfeiture.gov, consecutively from June 19, 2018, through July 18, 2018, notifying all
9 potential third parties of their right to petition the Court. Notice of Filing Proof of
10 Publication, ECF No. 43.

11 This Court finds no petition was filed herein by or on behalf of any person or entity
12 and the time for filing such petitions and claims has expired.

13 This Court finds no petitions are pending with regard to the property named herein
14 and the time for presenting such petitions has expired.

15 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
16 all possessory rights, ownership rights, and all rights, titles, and interests in the property
17 hereinafter described are condemned, forfeited, and vested in the United States of America:
18 Any and all fraudulent access devices including, but not limited to, debit cards and credit
19 cards (all of which constitutes property);

20 and that the United States recover from Khachatur Zakaryan, a/k/a Khatchatur
21 Zakaryan, the in personam criminal forfeiture money judgment of \$12,579.52, and that the
22 property will not be applied toward the payment of the money judgment; and

23 the forfeiture of the money judgment and the property is imposed pursuant to Fed.
24 R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P. 32.2(c)(2); Title 18, United States
25 Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18,
26 United States Code, Section 982(a)(2)(B); Title 18, United States Code, Section

1 1029(c)(1)(C) and (c)(2); Title 21, United States Code, Section 853(p); and Title 21, United
2 States Code, Section 853(n)(7); that the money judgment shall be collected; and that the
3 property and the collected amount shall be disposed of according to law.

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all
5 forfeited funds, including but not limited to, currency, currency equivalents, certificates of
6 deposit, as well as any income derived as a result of the United States of America's
7 management of any property forfeited herein, and the proceeds from the sale of any
8 forfeited property shall be disposed of according to law.

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk
10 send copies of this Order to all counsel of record and three certified copies to the United
11 States Attorney's Office, Attention Asset Forfeiture Unit.

12 DATED this 12th day of November, 2018.

13
14 
15 UNITED STATES DISTRICT JUDGE
16
17
18
19
20
21
22
23
24
25
26